

**FILED**

Aug 25, 2022

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

Keith Wright AD1771  
 Name and Prisoner Booking Number

SATF

Place of Confinement

PO BOX 5244

Mailing Address

McRae, CA 93210

City, State, Zip Code

(Failure to notify the Court of your change of address may result in dismissal of this action.)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

Keith Wright,  
 (Full Name of Plaintiff)

Plaintiff,

)

1:22-CV-01082 BAK (PC)

v.

) CASE NO. \_\_\_\_\_

(1) Sandraya LSA,  
 (Full Name of Defendant)

(To be supplied by the Clerk)

(2) \_\_\_\_\_

)

CIVIL RIGHTS COMPLAINT  
BY A PRISONER

(3) \_\_\_\_\_

)

(4) \_\_\_\_\_

Defendant(s).

)

 Original Complaint First Amended Complaint Second Amended Complaint Check if there are additional Defendants and attach page 1-A listing them

**A. JURISDICTION**

1. This Court has jurisdiction over this action pursuant to:

 28 U.S.C. § 1343(a); 42 U.S.C. § 1983 28 U.S.C. § 1331; Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388 (1971). Other: \_\_\_\_\_

2. Institution/city where violation occurred: SATF/Cocopa, CA

## B. DEFENDANTS

1. Name of first Defendant: Sandora J. Superior Cook. The first Defendant is employed as: S.P.D.F.  
(Position and Title) (Institution)
2. Name of second Defendant: \_\_\_\_\_ at \_\_\_\_\_. The second Defendant is employed as:  
\_\_\_\_\_ at \_\_\_\_\_.  
(Position and Title) (Institution)
3. Name of third Defendant: \_\_\_\_\_ at \_\_\_\_\_. The third Defendant is employed as:  
\_\_\_\_\_ at \_\_\_\_\_.  
(Position and Title) (Institution)
4. Name of fourth Defendant: \_\_\_\_\_ at \_\_\_\_\_. The fourth Defendant is employed as:  
\_\_\_\_\_ at \_\_\_\_\_.  
(Position and Title) (Institution)

If you name more than four Defendants, answer the questions listed above for each additional Defendant on a separate page.

## C. PREVIOUS LAWSUITS

1. Have you filed any other lawsuits while you were a prisoner?  Yes  No
2. If yes, how many lawsuits have you filed? 1. Describe the previous lawsuits:
  - a. First prior lawsuit:
    1. Parties: Keith Wright v. Stuart Shremey et al
    2. Court and case number: 1:21-cv-01111-3AB
    3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) Dismissed
  - b. Second prior lawsuit:
    1. Parties: \_\_\_\_\_ v. \_\_\_\_\_
    2. Court and case number: \_\_\_\_\_
    3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) \_\_\_\_\_
  - c. Third prior lawsuit:
    1. Parties: \_\_\_\_\_ v. \_\_\_\_\_
    2. Court and case number: \_\_\_\_\_
    3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) \_\_\_\_\_

If you filed more than three lawsuits, answer the questions listed above for each additional lawsuit on a separate page.

**D. CAUSE OF ACTION**

**CLAIM I**

**CLAIM I**

- State the constitutional or other federal civil right that was violated: Equal Protection
- Claim I. Identify the issue involved. Check **only one**. State additional issues in separate claims.
 

<input type="checkbox"/> Basic necessities	<input type="checkbox"/> Mail	<input type="checkbox"/> Access to the court	<input type="checkbox"/> Medical care
<input type="checkbox"/> Disciplinary proceedings	<input type="checkbox"/> Property	<input checked="" type="checkbox"/> Exercise of religion	<input type="checkbox"/> Retaliation
<input type="checkbox"/> Excessive force by an officer	<input type="checkbox"/> Threat to safety	<input type="checkbox"/> Other: _____	

**3. Supporting Facts.** State as briefly as possible the FACTS supporting Claim I. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

See page 9 they 11

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

5. **Administrative Remedies:**

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution?  Yes  No
- b. Did you submit a request for administrative relief on Claim I?  Yes  No
- c. Did you appeal your request for relief on Claim I to the highest level?  Yes  No
- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not.

**CLAIM II**

**CLAIM II**  
1. State the constitutional or other federal civil right that was violated:

as violated:

2. **Claim II.** Identify the issue involved. Check only one. State additional issues in separate claims.

Basic necessities       Mail       Access to the court       Medical care  
 Disciplinary proceedings       Property       Exercise of religion       Retaliation  
 Excessive force by an officer       Threat to safety       Other: \_\_\_\_\_

**3. Supporting Facts.** State as briefly as possible the FACTS supporting Claim II. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

A handwritten signature consisting of the letters "WIA" is written in black ink on a sheet of white paper with horizontal ruling lines. The signature is written in a cursive style, with the "W" on the top line, the "I" on the middle line, and the "A" on the bottom line. There is a small horizontal line extending from the right side of the "A".

4. Injury. State how you were injured by the actions or inactions of the Defendant(s).

\_\_\_\_\_

## 5. Administrative Remedies.

a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution?  Yes  No

b. Did you submit a request for administrative relief on Claim II?  Yes  No

c. Did you appeal your request for relief on Claim II to the highest level?  Yes  No

d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not.

**CLAIM III**

1. State the constitutional or other federal civil right that was violated:

W/A

2. Claim III. Identify the issue involved. Check only one. State additional issues in separate claims.

Basic necessities       Mail       Access to the court       Medical care  
 Disciplinary proceedings       Property       Exercise of religion       Retaliation  
 Excessive force by an officer       Threat to safety       Other:

**3. Supporting Facts.** State as briefly as possible the FACTS supporting Claim III. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

A handwritten signature "WIA" is written in black ink on a sheet of white paper with horizontal ruling lines. The letters are cursive and slightly slanted to the right. The "W" has a vertical stem with a loop at the top, and the "A" has a vertical stem with a diagonal stroke extending from the middle.

4. Injury. State how you were injured by the actions or inactions of the Defendant(s).

\_\_\_\_\_

## 5. Administrative Remedies.

a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution?  Yes  No

b. Did you submit a request for administrative relief on Claim III?  Yes  No

c. Did you appeal your request for relief on Claim III to the highest level?  Yes  No

d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not.

If you assert more than three Claims, answer the questions listed above for each additional Claim on a separate page.

E. REQUEST FOR RELIEF

State the relief you are seeking:

*See page 13*

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 24, 2022  
DATE

*Kurt W*  
SIGNATURE OF PLAINTIFF

Edward B. Spencer  
(Name and title of paralegal, legal assistant, or  
other person who helped prepare this complaint)

(Signature of attorney, if any)

(Attorney's address & telephone number)

ADDITIONAL PAGES

All questions must be answered concisely in the proper space on the form. If you need more space you may attach more pages, but you are strongly encouraged to limit your complaint to twenty-five pages. If you attach additional pages, be sure to identify which section of the complaint is being continued and number all pages. Remember, there is no need to attach exhibits to your complaint.

I.

## INTRODUCTION

This Is A Civil Rights Action For Deliberate  
Relief, And Monetary Damages Brought Over  
Defendant Equal Protection Violation, As A  
Result Of The Equal Protection Violation Of Defendant.  
Plaintiff Was Deprived And Subjected To Placor.

## II PARTIES

6. Plaintiff Keith Wright Is Currently, And At  
All Time Relied On Placing Plaintiff At The Substance  
Abuse Treatment Facility (SATF), Under The  
Custody And Control Of The California Department  
Of Corrections And Rehabilitation (CDCR).

7. Defendant Sandoval Is Now, And At All Time Relied  
Wys A Cook At SATF On FAC F. As A Cook,  
Defendant Sandoval (Defendant) Is And Was  
Constitutionally And Statutorily Responsible For The  
Operation And Preparing Of FAC F Involving  
Preparing Inmate's Food. Defendant Is And Was  
Further Responsible For The Enforcement Of Policies,  
Procedures And Guidelines To Guarantee The Health  
And Safety Of The Inmates Placed On FAC F.  
Defendant Is And Was Responsible For Insuring

7.

Inmates Placed On FAC F, Including Plaintiff,  
Are Provided With Their Meals. Defendant, At All  
Times Herein, Was Acting To Such Capacity As  
The Agent, Servant And Employee Of The State  
of California. Said Is Being Sued To His Individual  
Capacity.

III.  
JURISDICTION

8. This Is A Civil Rights Action Under 42 U.S.C.  
§ 1983 To Redress The Deprivation Under Color Of  
State And Federal Law Right, Privileges And  
Immunities Guaranteed By The Fourteenth  
Amendment To The United States Constitution.  
This Court Has Jurisdiction Pursuant 28 U.S.C.  
§§ 1331 And 1333.

IV.  
VENUE

9. Venue Is Appropriate In This Court Under 28 U.S.C.  
§ 1331(b), Because A Substantial Part Of The Events  
Or Omission Giving Rise To Plaintiff Claims Occurred  
At STATE, In Coalinga, California Kings County Within  
The Eastern District of California.

11  
11

8.

V.

## FACTUAL ALLEGATIONS

10. Plaintiff Is of Muslim Faith And He Embodied Its Tenets.
11. Plaintiff Is Entitled To Receive And Practice His Religion By Receiving His Ramadan Meals.
12. Defendant Violated Plaintiff Religious Rights By Refusing To Provide And Allow Him To Eat His Ramadan Meal, Which Was Not Related To A Legitimate Penological Interest.
13. Defendant Deny Plaintiff To Eat His Ramadan Meal.
14. Plaintiff's Religion Require Him To Practice And Eat His Ramadan Meal That Is Similar To Jewish And Christian, Such As Passover And 40 Days Lent Respectively.
15. Defendant Does Not Deny Jewish And Christians Passover And 40 Days Lent.
16. Plaintiff Is Being Treated Unfairly.
17. Defendant Conduct Is Discriminatory.
18. Defendant Treats Plaintiff Differently Than Jewish And Christians Females Without Any Rational Basis For The Disparate Treatment.
19. Defendant Denied Plaintiff From Practice His Faith By Preventing Him From Engaging In His Religious Beliefs He Sincerely Believes Is Consistent With His Faith.

11

9.

20. Defendant Violated Plaintiff's Equal Protection Rights.

21. Plaintiff Sincerely Held Religious Beliefs Are Entitled To Constitutional Protection.

22. Plaintiff Seeks A Declaratory Relief That He Is Entitled To Receive His Religious Meals While He Is A California Department of Corrections And Rehabilitation (CDCR) Inmate.

23. Plaintiff Muslim Rights Were Violated On May 1, 2022 Because Defendant Refusal To Allow Plaintiff Practice His Religion And Eat His Ramadan Meal.

24. Plaintiff Religion Requires Special Religious Meals, Such As Ramadan Meals For Muslim That Is Similar To The Jewish And Christian And Faith Inmate Special Religious Meals, Such As Christians Passover And 40 Days Of Lent Respectively. Defendant Refused To Accommodate Plaintiff Religious Special Religious Meal But Will Accommodate Jewish And Christian Inmates' Special Religious Meal.

25. Defendant Does Not Deny Christian And Jewish Inmates Their Religious Meals When They Are Participating In Their Religious Belief.

26. Plaintiff Was Similarly Subjected To Jewish And Christian And Inmates But Was Being Treated Unequally.

27. Defendant Treated Plaintiff Differently Than Jewish  
And Christian Inmates Without Any Rational  
Basis For The Disparate Treatment.

28. Defendant Denied Plaintiff To Practice His Religion  
By Forbidding Him From Engaging In Muslim  
Beliefs, Such As Practicing His Religion And  
Eating Ramadan Meal That He Sincerely Believes  
Is Consistent With His Faith.

## VI.

### EXHAUSTED REMEDIES

29. Appeal (CAFF-FOOMMAY4159) (4159)  
on 5/8/22.

was submitted

30. Appeal 4159 was denied at Second Level.

31. Appeal 4159 moves to the Department's Final  
Decision Regarding This claim, See Office of  
Appeal Decision Dated 4/17/22.

## VII.

### Cause of Action

(42 U.S.C. §1983; 14<sup>th</sup> Amendment to U.S Constitution)

33. Refers to and Incorporates Plaintiff By Reference  
The Allegations Contained In Paragraphs 1 Through  
31 above.

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11

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33. Defendant Violated Plaintiff Equal Protection

Guaranteed By The Fourteenth Amendment To  
The United States Constitution By His Actions  
of Denying Plaintiff His Religious Needs As  
A Muslim.

34. Defendant Wrongful Actions Alleged Plaintiff  
Are In Violation of 42 U.S.C. §1983 Because  
He Had Deprived of Rights, Liberty, and  
Privileges Secured By The United States  
Constitution.

35. Defendant Acted Under Color And Authority  
of State Laws.

36. The Actions, Omissions And Conduct Of Defendant  
Demonstrate Equal Protection To Plaintiff  
Fourteenth Amendment Rights.

37. As A Proximate Result Of Defendant Violation  
Of Plaintiff Right To Be Treated Equally  
While At STATE, Plaintiff Suffered, Is Suffering  
And Will Continue To Suffer Irreparable  
Damages, Based On Denial Of Practice Of  
His Beliefs.

38. As A Direct And Foreseeable Result Of Defendant  
Violation Of The Fourteenth Amendment, Plaintiff  
Suffered, Is Suffering And Will Continue To  
Suffer Harm From Being Denied His Right  
To Practice His Religion, Which Will Likely  
Cause Irreparable Harm And Permanent  
Harm To His Faith.

1 39. An Actual Controversy Exists Between Plaintiff  
2 And Defendant Concerning Their Rights, Privileges  
3 And Obligations.

4 No, Defendant Acts Were Willful, Intentional,  
5 Malicious, Wanton And Dispicable Unconscious  
6 Disregard Of Plaintiff Rights, Entitling To An  
7 Award Of Exemplary Damages.

8  
9 III.  
10 PRAYER FOR RELIEF

11 WHEREFORE, Respectfully Prays For Relief As Follows:

12 1. Award Compensatory Damages To An Amount To Be  
13 Determined At Trial;  
14 2. Award Punitive And Exemplary Damages In An  
15 Amount To Be Determined At Trial;  
16 3. Award, Pursuant To 29 U.S.C. § 794(b), \$31994  
17 And 122205, The Cost Of This Suit And  
18 Reasonable Attorney's Fees And Litigation  
19 Expenses; And  
20 4. Award Such Other And Further Relief As The  
21 Court Deems Just And Proper.

22 Dated: August 24, 2022

23 Respectfully Submitted,

Kate W.